

R E M A R K S

A. INTRODUCTION

Claims 185-194 were pending.

Claims 185-191 and 193 are rejected for obviousness-type double patenting.

Claims 192 and 194 are objected to.

Upon entry of this Amendment:

- Claims 185-201 will be pending
- Claims 192 and 194 will be amended
- Claims 190 and 191 will be cancelled
- Claims 195-201 will be added

B. DOUBLE PATENTING REJECTION

Claims 185-191 and 193 stand “rejected under the judicially created doctrine of obviousness-type double patenting” as being unpatentable over specified claims of U.S. Patent No. 6,598,024.

A terminal disclaimer is filed concurrently with this paper solely to expedite the prosecution of the present application. Accordingly, the double patenting rejection of Claims 185-191 and 193 is moot and we request its withdrawal.

We do not necessarily agree with this rejection, with the Examiner’s interpretation of the scope of the pending or issued claims, with the Examiner’s interpretation of the claimed feature of *an entry in a lottery in which a prize for winning the lottery is proportional to the round-up amount*, or with the Examiner’s finding that any variations would be obvious. Filing of the terminal disclaimer to obviate the rejection will not to be interpreted as agreement with the rejection, or with any of the Examiner’s findings on which the rejection is based.

C. CLAIM AMENDMENTS / EXAMINER’S OBJECTION

1. Independent Claims 192 and 194 are amended

Independent Claims 192 and 194 have been amended without any change in scope—this is not a narrowing amendment. We submit that Claims 192 and 194 are and were independent, and that this amendment is solely to incorporate explicitly the subject matter that was previously recited by reference. We submit that Claims 192 and 194 contain allowable subject matter, and we request withdrawal of the Examiner’s objection to Claims 192 and 194.

2. Claims 190 and 191 are cancelled

Claims 191 and 191 are cancelled without prejudice.

3. Claims 195-198 are added

No new subject matter has been added. New claims 195-198 depend from independent Claim 193 and are believed to contain allowable subject matter.

D. PETITION FOR EXTENSION OF TIME TO RESPOND & AUTHORIZATION TO CHARGE APPROPRIATE FEES

We understand that a three-month extension of time to respond to the Office Action is necessary. Please grant a petition for any extension of time required to make this Response timely.

Charge: \$1020.00

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Please charge any appropriate fees set forth in §§ 1.16 – 1.18 for this paper and for any accompanying papers to Deposit Account 50-0271. Please credit any overpayment to the same account.

E. CONCLUSION

It is submitted that all of the pending claims are in condition for allowance. The Examiner's early re-examination and reconsideration are respectfully requested.

If the Examiner has any questions regarding this amendment or the present application, the Examiner is cordially requested to contact Michael Downs at telephone number (203) 461-7292 or via electronic mail at mdowns@walkerdigital.com.

Respectfully submitted,

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Date

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